

**DEPARTMENT OF THE ATTORNEY GENERAL  
STATE OF HAWAII  
NOTICE OF INTENT TO ADMINISTRATIVELY FORFEIT PROPERTY**

NOTICE IS HEREBY GIVEN TO THE PERSONS IDENTIFIED HEREIN AND ALL OTHERS WHO MAY HAVE AN INTEREST that administrative forfeiture proceedings have been commenced against the property listed herein by the filing with the Attorney General of Petitions for Administrative Forfeiture pursuant to Chapter 712A, (Hawaii Omnibus Criminal Forfeiture Act), Hawaii Revised Statutes (HRS). The appearance of names of persons and business entities in this notice does not mean that they are criminal suspects; it only means that the state believes they may have an interest in the described property.

**1. JASON SYLVA & MONICA GUESO**

Property Seized: 1995 Chevrolet Truck, NRR-999, VIN: 1GCCS1449S8148923 (Est. Value: \$4,000.00)  
Date of Seizure: 4/1/05  
Place of Seizure: Nale St., Ewa Beach, HI  
Violation: 134-6, HRS

**2. ROBERT M. KLAMP**

Property Seized: 1994 Honda Del Sol 2-Door Coupe, NCG-172, VIN: JHMEH6165RS005313 (Est. Value: \$4,000.00)  
Date of Seizure: 3/18/05; 4/29/05  
Place of Seizure: N. King & Liliha St., Hon., HI  
Violation: 134-6, 712-1243, 329-43.5 & 329-55, HRS

**3. LEWIS LAMAY & STARLETTE K. SEGOVIA, also known as Starlette K. Lamay**

Property Seized: \$534.00 in U.S. Currency  
Date of Seizure: 4/18/05  
Place of Seizure: 1139 Kilani Ave., Wahiawa, HI  
Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

**4. FAY MEDEIROS**

Property Seized: 1995 Plymouth Neon Sedan, KPY-548, VIN: 3P3ES47C0ST590746 (Est. Value: \$2,000.00)  
Date of Seizure: 4/18/05  
Place of Seizure: Kamehameha Hwy., Haleiwa, HI  
Violation: 708-836.5, HRS

**5. NICANOR DUARTE PUGAY, JR.**

Property Seized: \$1,655.00 in U.S. Currency  
Date of Seizure: 4/15/05  
Place of Seizure: Ukee St., Waipahu, HI  
Violation: 712-1243, 329-43.5 & 329-55, HRS

6. THOMAS R. CAWLEY

Property Seized: \$42.15 in U.S. Currency; 2004 Ford Focus Sedan, NPT-509, VIN: 3FAFP31354R118024 (Est. Value: \$11,000.00) (Aggregate Est. Value: \$11,042.15)

Date of Seizure: 4/23/05

Place of Seizure: Nimitz Hwy. & Paiea St., Hon., HI

Violation: 712-1243, 329-43.5 & 329-55, HRS

7. JOHN LEAN

Property Seized: \$497.20 in U.S. Currency

Date of Seizure: 4/21/05

Place of Seizure: Nahua St., Hon., HI

Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

8. LANCE A. LOEFFLER

Property Seized: 1997 Honda Sedan, GJX-898, VIN: 1HGCD5663VA074056 (Est. Value: \$3,000.00)

Date of Seizure: 4/20/05

Place of Seizure: Kaahumanu St., Aiea, HI

Violation: 712-1249.5, HRS

9. LARRY OHASHI

Property Seized: 1988 Mazda MX-6 Coupe, NDF-232, VIN: JM1GD3111J1554378 (Est. Value: \$900.00)

Date of Seizure: 5/11/05; 5/12/05

Place of Seizure: 3775 Poka Pl., Hon., HI

Violation: 708-810, HRS

10. JOANETTE MILLER, MARIANN VIERRA & DAVID PREDOVICH

Property Seized: \$219.00 in U.S. Currency; 1989 Honda Sedan, JYG-834, VIN: 1HGCA5529KA105670 (Est. Value: \$1,000.00); 2 Gold 15" Necklaces (Est. Value: \$30.00); Gold 11" Necklace (Est. Value: \$5.00); Gold 19" Necklace Broken in 3 Pieces (Est. Value: \$5.00); 1 Pair Earrings W/Pearl-Like Design (Est. Value: \$10.00); 1 Pair Silver Earrings (Est. Value: \$5.00); Gold 17" Necklace W/Wooden "K" Pendant (Est. Value: \$10.00); Silver 7" Bracelet (Est. Value: \$5.00); Silver 7" Bracelet W/2 Barrels (Est. Value: \$25.00); Silver Dolphin Ring (Est. Value: \$15.00); Silver Ring W/Pearl Design (Est. Value: \$20.00); Gold & Silver Ring W/Pearl Design (Est. Value: \$10.00); Silver Ring W/Flower Design (Est. Value: \$10.00); Silver Ring W/Clear Center Stone (Est. Value: \$50.00); Gold Ring W/Clear & Red Stones (Est. Value: \$75.00); Gold 16" Necklace W/Pearl Design (Est. Value: \$25.00); Earring W/Pearl Design (Est. Value: \$10.00); Pendant W/Green Stone & Crane Design (Est. Value: \$25.00); Clear Stones in Plastic Case (Est. Value: \$100.00); Gold Heart-Shaped Pendant (Est. Value: \$10.00); Gold Barrel Pendant W/"K" (Est. Value: \$5.00); Gold Ring W/Clear Stone (Est. Value: \$100.00); Metal Ring W/Floral Design (Est. Value: \$15.00); Gold Ring W/Clear & Red Stones (Est. Value: \$50.00); Metal Ring W/Clear Stone (Est. Value: \$100.00); Gold Ring W/Multi-Colored Stones (Est. Value: \$10.00); Gold Ring W/Heart Design (Est.

Value: \$15.00); Gold Ring W/Pink Stone (Est. Value: \$10.00); Metal Floral Pendant W/Clear Stone (Est. Value: \$25.00); Gold & Black Ring (Est. Value: \$20.00); Gold Ring W/Small Clear Stone (Est. Value: \$50.00); 1 Pair Gold Earrings W/Clear Stones (Est. Value: \$50.00); 2 Gold Rings (Est. Value: \$20.00); 3 Assorted Gold Earrings (Est. Value: \$30.00); Gold Ring W/"J" Pendant (Est. Value: \$10.00); Gold Pendant W/"F" Pendant (Est. Value: \$10.00); Gold Square "D" Pendant (Est. Value: \$10.00); Gold Earring W/Clear Stone (Est. Value: \$100.00); Earring W/Clear Stone (Est. Value: \$100.00); Gold Clip-On Earring (Est. Value: \$10.00); 3 Clear Stones in Plastic Bag (Est. Value: \$50.00); Earring W/Clear Stone (Est. Value: \$25.00); Gold 20" Necklace (Est. Value: \$15.00); Gold 8" Bracelet (Est. Value: \$20.00); Gold Ring (Est. Value: \$15.00); Gold 18" Necklace (Est. Value: \$10.00); Gold Floral Pendant (Est. Value: \$10.00); Gold Ring W/Clear Stones (Est. Value: \$25.00); 7" Heart Pendant (Est. Value: \$10.00); Gold Ring W/"K" Pendant (Est. Value: \$10.00); Gold Ring W/"K" (Est. Value: \$10.00); 2 Gold Earrings W/Stones (Est. Value: \$10.00); 4 Assorted Rings Tangled in Gold Necklace (Est. Value: \$10.00); Gold Hawaiian Bracelet W/"Kai" & "Clay" (Est. Value: \$100.00); Gold Bracelet W/"Kai" (Est. Value: \$100.00); Gold Hawaiian Bracelet W/"Kaika" (Est. Value: \$100.00); Gold Hawaiian Bracelet W/"Tiana" (Est. Value: \$100.00); Gold Hawaiian Bracelet W/"Aukai" (Est. Value: \$100.00); Gold Hawaiian Floral Bracelet (Est. Value: \$50.00); Blue Square in Yellow Plastic Bag (Est. Value: \$5.00); Gold Earring W/Clear Stone (Est. Value: \$25.00); Gold Dolphin Ring (Est. Value: \$10.00); Gold Ring W/Red Stone (Est. Value: \$10.00); Gold & Black Mickey Mouse Pendant (Est. Value: \$10.00); Ring W/Gold Mouse Emblem (Est. Value: \$10.00); Gold Pendant W/Gold Flakes (Est. Value: \$5.00); Clear Stone (Est. Value: \$25.00); Gold Ring W/Pearl-Like Stone (Est. Value: \$10.00); Earring W/Clear Stones (Est. Value: \$10.00); Gold Ring W/Clear Stone Center (Est. Value: \$10.00); Pendant W/Clear Stone (Est. Value: \$10.00); Gold Earrings W/Clear Stone (Est. Value: \$10.00); Gold Earring (Est. Value: \$10.00); Gold Ring W/Clear Stone (Est. Value: \$25.00); Gold Earring (Est. Value: \$10.00) (Aggregate Est. Value: \$3,304.00)

Date of Seizure: 4/12/05; 4/13/05

Place of Seizure: Kunia Rd., Wahiawa, HI

Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

#### 11. JANAI P. TOWNE, CHRISTINA MENDOZA & ROCHELLE K. PHILLIPS

Property Seized: \$1,177.99 in U.S. Currency

Date of Seizure: 4/28/05; 4/29/05

Place of Seizure: Waimanalo Beach Park, Waimanalo, HI

Violation: 708-836.5, HRS

#### 12. DONNY HIRAMOTO

Property Seized: 1989 GMC Truck, JDG-791, VIN: 1GTDC14H0KZ541692 (Est. Value: \$2,000.00)

Date of Seizure: 12/22/04; 4/25/05

Place of Seizure: Laukalo St., Waimanalo, HI

Violation: 707-701.5, HRS

13. KEITH TAKESHITA

Property Seized: \$951.00 in U.S. Currency  
Date of Seizure: 4/26/05  
Place of Seizure: 99-612 Haaheo Pl., Aiea, HI  
Violation: 712-1243, 329-43.5 & 329-55, HRS

14. RAWLYN PELEKAI

Property Seized: 1990 Acura Legend Sedan, FNS-633, VIN: JH4KA466XLC023327  
(Est. Value: \$2,500.00)  
Date of Seizure: 5/13/05  
Place of Seizure: Farrintong Hwy., Mokuleia, HI  
Violation: 708-836.5, HRS

15. THAO PHI NGUYEN & CHRISTOPHER RICHTER

Property Seized: \$3,475.12 in U.S. Currency; 6 Assorted Ladies Rings & 18" Gold Chain (Est. Value: \$525.00) (Aggregate Est. Value: \$4,000.12)  
Date of Seizure: 5/21/05; 5/22/05  
Place of Seizure: N. Beretania St., Hon., HI  
Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

16. ALAN S. UEHARA

Property Seized: \$21,838.40 in U.S. Currency  
Date of Seizure: 5/5/05  
Place of Seizure: 1334 Young St., No. 104, Hon., HI  
Violation: 712-1243, 329-43.5, 329-55 & 712-1226, HRS

17. ROWLAND AIMOTO

Property Seized: \$4,908.00 in U.S. Currency  
Date of Seizure: 5/12/05; 5/13/05  
Place of Seizure: Fort & Kukui Sts., Hon., HI  
Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

18. TROY REIKOW

Property Seized: 1996 Chevrolet Tahoe Truck, JWR-603, VIN: 1GNEK13R3TJ419949 (Est. Value: \$8,000.00)  
Date of Seizure: 8/10/04; 5/11/05  
Place of Seizure: Bishop St., Hon., HI  
Violation: 712-1249.5, HRS

19. NHAN T. LE

Property Seized: 1995 Acura Integra LS Sport Coupe, NRS-819, VIN: JH4DC4454SS003026 (Est. Value: \$2,500.00)  
Date of Seizure: 5/25/05; 5/26/05  
Place of Seizure: Algaroba St., Hon., HI  
Violation: 708-836.5, HRS

20. WENDY CABRERA & CANYON RENTALS

Property Seized: Canon Digital Camera W/Accessory Bag, SN: 492252602 (Est. Value: \$380.00); Oriton DVD Player, SN: 1000309084984 (Est. Value: \$50.00); JVC Mini-Digital Camera W/Accessory Bag, SN: 178V5372 (Est. Value: \$600.00); Panasonic LCD Flat Screen 20" Monitor, SN: UL4230305 (Est. Value: \$1,000.00); Brinks Home Security Safe, SN: 2003170586 (Est. Value: \$300.00) (Aggregate Est. Value: \$2,330.00)

Date of Seizure: 3/18/05; 5/13/05

Place of Seizure: 46-269 Kahuhipa St., No. D-211, Kaneohe, HI

Violation: 712-1241, 712-1243, 329-43.5 & 329-55, HRS

21. JASON A. ESAU

Property Seized: 1991 Acura Integra LS Hatch Back, NPN-784, VIN: JH4DA9392MS040313 (Est. Value: \$2,000.00)

Date of Seizure: 5/31/05

Place of Seizure: Pupuole St., Waipahu, HI

Violation: 708-810, HRS

22. LARRY GRAFF & CLIFFORD FAWCETT

Property Seized: \$315.42 in U.S. Currency; 15 Computer Video Gaming Machines (Est. Value: \$15,000.00); Closed Circuit Video Monitor (Est. Value: \$100.00); Computer (Est. Value: \$100.00); 17" Computer Monitor (Est. Value: \$30.00); Keyboard & Mouse (Est. Value: \$20.00); Metal Cash Can (Est. Value: \$10.00); Thermal Receipt Printer W/Card Slider (Est. Value: \$40.00) (Aggregate Est. Value: \$15,615.42)

Date of Seizure: 7/7/05

Place of Seizure: 1284 Kalani St., No. 101, Hon., HI

Violation: 712-1222 & 712-1226, HRS

23. MELISSA ROSE MAGBITANG

Property Seized: \$441.75 in U.S. Currency; 3 Electronic Video Poker Table Top Machines (Est. Value: \$150.00); Electronic Video Poker Stand-Up Machine (Est. Value: \$50.00); Palm Beach Turbo Electro-Mechanical Gambling Machine (Est. Value: \$75.00); Radio Shack Remote Control Unit W/Receiver (Est. Value: \$25.00) (Aggregate Est. Value: \$766.75)

Date of Seizure: 5/19/05

Place of Seizure: 1151 Mapunapuna St., Hon., HI

Violation: 712-1222 & 712-1226, HRS

24. BERNADETTE H. G. HATORI

Property Seized: \$806.00 in U.S. Currency; Gold Ring Band (Est. Value: \$25.00); Gold Ring W/Clear Stone (Est. Value: \$25.00) (Aggregate Value: \$856.00)

Date of Seizure: 6/4/05

Place of Seizure: Farrington Hwy., Maile, HI

Violation: 712-1242 & 712-1243, HRS

25. STANFORD ORNELLAS & MUN CHA ZANE

Property Seized: \$1,975.00 in U.S. Currency; JVC 27" TV (Est. Value: \$100.00); Sharp 10" TV (Est. Value: \$20.00); Panasonic VCR (Est. Value: \$30.00); 3 Closed Circuit TV Monitors (Est. Value: \$30.00); 4 Closed Circuit TV Cameras (Est. Value: \$20.00); 6 Gambling Machines (Est. Value: \$3,000.00) (Aggregate Value: \$5,175.00)  
Date of Seizure: 5/27/05  
Place of Seizure: 512-B Atkinson Dr., Hon., HI  
Violation: 712-1222, 712-1226 & 712-1230, HRS

26. LORI A. RODRIGUES

Property Seized: \$836.00 in U.S. Currency; Heart-Shaped Pendant W/Chain (Est. Value: \$25.00); Silver Bracelet W/"Ocean" Design (Est. Value: \$20.00); Silver Bracelet W/Flower Design (Est. Value: \$25.00); Silver Bracelet W/"Haunani" (Est. Value: \$50.00); Tennis Bracelet (Est. Value: \$100.00); Flower Ring (Est. Value: \$50.00); Gold Ring (Est. Value: \$25.00); Gold Ring W/Clear Stone (Est. Value: \$100.00); Gold Ring W/Large Clear Stone (Est. Value: \$75.00); Silver Band Ring (Est. Value: \$25.00); Gold Hawaiian Ring W/Clear Stone (Est. Value: \$100.00); Silver Ring W/Clear Stone (Est. Value: \$50.00); Gold Ring W/4 Clear Stones (Est. Value: \$100.00); Gold Ring W/8 Red Stones & 1 Clear Stone (Est. Value: \$200.00); White Pearl-Like Necklace (Est. Value: \$50.00); Lavender Jade-Like Bracelet (Est. Value: \$100.00) (Aggregate Est. Value: \$1,931.00)  
Date of Seizure: 5/25/05  
Place of Seizure: 47-031 Okana Rd., Kaneohe, HI  
Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

27. RAPHAEL R. MOLINA

Property Seized: 1986 Jeep-American Truck, NCZ-809, VIN: 1JTW6671GT199499 (Est. Value: \$1,000.00)  
Date of Seizure: 5/31/05  
Place of Seizure: Farrington Hwy., Kapolei, HI  
Violation: 708-830 & 708-831, HRS

28. TIMOTHY DARE

Property Seized: \$1,739.00 in U.S. Currency  
Date of Seizure: 6/2/05  
Place of Seizure: 7055 Niualu Lp., Hon., HI  
Violation: 712-1241, HRS

29. SHAWN T. LAU

Property Seized: 1991 Chevrolet Truck, NNE-348, VIN: 1GCCS19Z6M8253782 (Est. Value: \$200.00)  
Date of Seizure: 6/10/05  
Place of Seizure: Lokowai Pl., Aiea, HI  
Violation: 708-836.5, HRS

30. AARON ROBINSON & MARK OSBOURNE

Property Seized: 1995 Honda Sedan, JSW-429, VIN: JHMCD5631SC064287 (Est. Value: \$4,200.00)  
Date of Seizure: 5/31/05; 6/1/05  
Place of Seizure: Kamehameha Hwy., Aiea, HI  
Violation: 712-1241, 708-830, 708-831, 708-836.5 & 134-6, HRS

31. JACON YIU LIN

Property Seized: 1996 Ford T-Bird Sedan, NSU-326, VIN: 1FALP62W2TH152547 (Est. Value: \$3,500.00)  
Date of Seizure: 6/10/05  
Place of Seizure: Makaha Valley Rd., Waianae, HI  
Violation: 708-836.5, HRS

32. RAMON B. NATIVIDAD & CARI K. CARVEIRO

Property Seized: \$1,010.99 in U.S. Currency; 1991 Acura Integra Sedan, BD640, VIN: JH4DA9358MS050289 (Est. Value: \$500.00); Motorola i830 Nextel Cellular Phone (Est. Value: \$20.00) (Aggregate Value: \$1,530.99)  
Date of Seizure: 6/6/05  
Place of Seizure: Dillingham Blvd., Hon., HI  
Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

33. MALIA LAUAMA

Property Seized: \$350.31 in U.S. Currency  
Date of Seizure: 6/10/05; 6/11/05  
Place of Seizure: Aala Park, Hon., HI  
Violation: 712-1242 & 712-1243, HRS

34. LOUIS J. FARIA

Property Seized: \$581.00 in U.S. Currency; 1992 Ford Explorer MPVH, HYX-190, VIN: 1FMDU32XXNUA35206 (Est. Value: \$2,000.00); Lexmark Z-65 Photo Printer, SN: PR11744920 (Est. Value: \$200.00); Interdynamics Regulator (Est. Value: \$200.00); Craftsman Inductive Timing Light (Est. Value: \$100.00); Dewalt 14.4 ½" Cordless Drill, SN: 875988 (Est. Value: \$100.00); Kent-Moore Multi-Meter (Est. Value: \$50.00); Skil 1.4. Amp Palm Sander, SN: PA6GF30 (Est. Value: \$25.00); Black & Decker Drill Bit Case (Est. Value: \$50.00); Napa Cooling System Pressure Tester (Est. Value: \$50.00); Makita Palm Sander (Est. Value: \$25.00); JVC Digital Video Camera Mini-DVD W/Case & Wire Connectors, SN: 099V6547 (Est. Value: \$150.00); Rockford Air Tool Cabinet (Est. Value: \$500.00); Dewalt ½" Angle Grinder (Est. Value: \$50.00); Craftsman Tool Chest W/Tools (Est. Value: \$500.00) (Aggregate Est. Value: \$4,581.00)  
Date of Seizure: 6/9/05  
Place of Seizure: Pali Hwy., Hon., HI  
Violation: 712-1242, 712-1243, 329-16, 329-42, 329-43.5 & 329-55, HRS

35. HERBERT K. HATORI

Property Seized: 1990 Honda Accord Sedan, GTB-571, VIN: JHMCB7661LC063105  
(Est. Value: \$5,000.00)

Date of Seizure: 6/12/05

Place of Seizure: Farrington Hwy., Kapolei, HI

Violation: 712-1243, 329-43.5 & 329-55, 708-830, 708-831, 708-836.5 HRS

36. KEITH TAKESHITA & WAYNE TAKESHITA

Property Seized: \$2,459.00 in U.S. Currency

Date of Seizure: 6/15/05

Place of Seizure: 99-175 Puakala St., Aiea, HI

Violation: 712-1243, 329-16, 329-42, 329-43.5 & 329-55, HRS

37. NELSON E. PASION

Property Seized: 1992 Nissan Pathfinder, NBD-419, VIN: JN8HD17SXNW012122  
(Est. Value: \$4,000.00)

Date of Seizure: 6/14/05

Place of Seizure: Lumiaina St., Waipahu, HI

Violation: 708-830, 708-831 & 708-836.5, HRS

38. JOHNNY PHONGPHILA, TAM HUU NGUYEN, TAVETE LIULAMA, JR. & SO LE

Property Seized: \$4,682.00 in U.S. Currency; 1990 Mazda Sedan, FPU-912, VIN: JM1BG232XL0143961 (Est. Value: \$1,500.00) (Aggregate Est. Value: \$6,183.00)

Date of Seizure: 6/14/05

Place of Seizure: 1139 Hala Dr., #14H, Hon., HI

Violation: 712-1242, 712-1243, 329-43.5 & 329-55, HRS

39. KEITH M. EVANS-CHUN

Property Seized: 2000 Ford Escort Sedan, JDS-427, VIN: 3FAKP1133YR113185  
(Est. Value: \$3,500.00)

Date of Seizure: 6/28/05

Place of Seizure: Olive Ave., Wahiawa, HI

Violation: 708-811, HRS

40. OTHAI SAYAPHETH

Property Seized: 1993 Dodge Spirit Sedan, GXJ-470, VIN: 1B3XA46K0PF515729  
(Est. Value: \$2,500.00)

Date of Seizure: 6/21/05

Place of Seizure: Hunakai St., Hon., HI

Violation: 708-836.5, HRS

41. HERBERT K. HATORI

Property Seized: 1992 Nissan Maxima Sedan, NSU-345, VIN: JN1EJ01F7NT100322  
(Est. Value: \$4,600.00)

Date of Seizure: 6/18/05



Place of Seizure: Cooke St., Hon., HI  
Violation: 708-836.5, HRS

42. SANTANA MADULI

Property Seized: \$1,266.00 in U.S. Currency  
Date of Seizure: 7/5/05  
Place of Seizure: Kalihi St., Hon., HI  
Violation: 712-1243, 329-43.5, 329-55, 708-830 & 708-831, HRS

43. JIMMIE G. OYADOMARI, JR. & RODERICK J. GOUGE

Property Seized: \$1,541.49 in U.S. Currency; Geneva Men's Watch (Est. Value: \$50.00); Gold Bulova Watch (Est. Value: \$100.00); Gold Raymond Renee Watch (Est. Value: \$75.00); 2 Silver & Gold Raymond Renee Watches (Est. Value: \$100.00); Silver Seiko Watch (Est. Value: \$50.00); Silver & Gold Swanson Watch (Est. Value: \$50.00); Silver Ring W/Clear Stone (Est. Value: \$25.00); Gold Ring W/Multiple Clear Stones (Est. Value: \$50.00); Gold Ring W/5 Clear Stones (Est. Value: \$25.00); Gold Ring Without Stone (Est. Value: \$15.00); 2 Silver Rings W/Multiple Clear Stones (Est. Value: \$50.00); Gold Ring W/7 Clear Stones (Est. Value: \$25.00); Green "Jade" Bracelet (Est. Value: \$50.00); 2 Earrings W/Clear Stones (Est. Value: \$100.00); 2 Gold Earrings W/Multiple Clear Stones (Est. Value: \$25.00); 2 Gold Earrings W/Multiple Clear Stones (Est. Value: \$50.00); 2 Gold Earrings W/Multiple Clear Stones (Est. Value: \$50.00); 2 Gold Earrings W/Blue Stones (Est. Value: \$15.00); 2 Gold Earrings W/Light Blue Stones (Est. Value: \$15.00); 2 Gold Earrings W/White Stones (Est. Value: \$25.00); Gold Earring W/Clear Stone (Est. Value: \$10.00); Gold Earring W/Pink Stone (Est. Value: \$10.00); Gold Earring W/Purple Stone (Est. Value: \$10.00); Gold Flower Earring W/Multiple Clear Stones (Est. Value: \$10.00); Gold Ball Earring (Est. Value: \$10.00); 7" Silver Necklace W/Blue & Clear Stones (Est. Value: \$50.00); 15" Silver Link Chain Necklace (Est. Value: \$10.00); 21" Gold Chain (Est. Value: \$10.00); 18" Silver Chain (Est. Value: \$10.00) (Aggregate Est. Value: \$2,641.49)  
Date of Seizure: 7/1/05  
Place of Seizure: Princess Kahanu Ave., Hon., HI  
Violation: 712-1243, 329-43.5, 329-55 & 134-6, HRS

44. ZACARIAS C. VALDEZ, JR.

Property Seized: \$5,285.00 in U.S. Currency; 24" Gold Chain (Est. Value: \$25.00); Armitron Watch W/Blue Face (Est. Value: \$30.00); Gold Men's Hawaiian Ring Inscribed "Evelyn 1/6/76" (Est. Value: \$100.00) (Aggregate Est. Value: \$5,440.00)  
Date of Seizure: 6/27/05; 7/27/05  
Place of Seizure: 1765 Ala Moana Blvd., Hon., HI  
Violation: 712-1242, 329-43.5 & 329-55, HRS

**INSTRUCTIONS TO CLAIMANTS**

Persons claiming an interest in the property listed herein may do one, and only one, of the following:

1) The Claimant may do nothing, in which case the property will be administratively forfeited; or

2) The Claimant may file a Petition for Remission or Mitigation. A Petition for Remission or Mitigation admits that the property is subject to forfeiture but asks the Attorney General to pardon the property, in whole or in part, due to extenuating circumstances. The Attorney General's decision is final, not subject to appeal, and may be made without a hearing. A Petition for Remission or Mitigation must be signed by the petitioner and sworn on oath before a notary public, and shall contain the following:

- a) A reasonably complete description of the property;
- b) A statement of the interest of the petitioner in the property, as owner or interest-holder, which may be supported by bills of sale, contracts, or mortgages, or other documentary evidence; and
- c) Facts and circumstances sufficient to show whether the petitioner:
  - i) owns or holds an interest as defined by Section 712A-1, HRS, in the seized property;
  - ii) had any knowledge that the property was or would be involved in any violation of the law;
  - iii) had any knowledge of the particular violation which subjected the property to seizure and forfeiture;
  - iv) had any knowledge that the user of the property had any record, including arrests, except where the person was acquitted or the charges dismissed due to lack of evidence, for the violation which subjected the property to seizure and forfeiture or for any crime which is similar in nature.

The Attorney General will inquire into the facts and circumstances alleged in the Petition for Remission or Mitigation ("Petition"), if one is filed, and provide a written decision on the Petition within sixty days. If the circumstances of the case require more time, the Petitioner will be notified in writing, within the sixty day period of the circumstances requiring more time, and be further notified of the expected decision date; or

3) The Claimant may seek judicial determination of the forfeiture by filing a claim and cost or in pauperis bond. A claim shall be signed by the claimant and sworn on oath before a notary public and shall comply with the requirements of Section 712A-12(5), HRS. Specifically, the claim shall be signed by the claimant and sworn on oath

before a notary public and shall set forth all the following:

- a) The name of the claimant;
- b) The address at which the claimant will accept future mailings from the court or the prosecuting attorney;
- c) The nature and extent of the claimant=s interest in the property;
- d) The time, transferor and circumstances of the claimant=s acquisition of the interest in the property;
- e) The specific provisions of Chapter 712A, HRS, relied on in asserting that the property seized for forfeiture is not subject to forfeiture;
- f) Facts supporting each assertion that the property is not subject to forfeiture;
- g) Any additional facts supporting the claimant=s claim; and
- h) The precise relief sought.

The claim must be accompanied by a cost bond in the amount of \$2,500.00 or ten percent of the estimated value of the property, whichever is greater, or an in pauperis bond consisting of a declaration in the form of and containing the elements specified in the Appendix to the Hawaii Rules of Penal Procedure.

Upon receipt of a claim and bond, which substantially comply with the foregoing requirements, the Attorney General will notify the Prosecuting Attorney who may either petition the Circuit Court for forfeiture of the property within forty-five (45) days of receipt of notice that a proper claim and bond has been filed, or may elect to honor the claim and forego further forfeiture proceedings. If the Prosecuting Attorney forgoes further proceedings, the seizing agency will be authorized to release the property, or some specified interest in it. If the Prosecuting Attorney petitions the circuit court for forfeiture and the claimant fails to prove that his/her interest is exempt from forfeiture under Section 712A-5, HRS, the claimant shall pay the State's costs and expenses, including reasonable attorneys fees incurred in connection with a judicial proceeding.

\* \* \* \* \*

A Petition for Remission or Mitigation, or a claim and cost or in pauperis bond must be filed with the Attorney General at the address specified below within thirty days after the date of publication of this notice or actual receipt of the Petition for

Administrative Forfeiture, whichever occurs first. No extension of the filing deadline may be granted for owners or interest-holders who wish to file a Petition for Remission or Mitigation. However, for a claim, one (1) extension of thirty (30) days for filing of the claim may be granted upon a written request demonstrating good cause provided that the request is received by the Attorney General within the thirty (30) day period for filing a claim.

Notice is also hereby given that the property will be forfeited to the State of Hawaii if a petition for remission or mitigation, or a claim and cost or in pauperis bond, is not filed with the Attorney General in substantial compliance with Sections 712A-10 and 712A-12(5), HRS.

Department of the Attorney General  
Criminal Justice Division  
425 Queen Street  
Honolulu, Hawaii 96813

DATED: September 19, 2005

MARK J. BENNETT  
Attorney General  
State of Hawaii